

**IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
CRIMINAL DOCKET NO. 3:05CR104 V**

UNITED STATES OF AMERICA

vs.

JULIO MORA VEGA (2)
MICHAEL BRIAN McCALL (3)
AMOS CALVIN HALL, JR. (4)
KOJI S. STEWARD (5)
ULYSSESS WASHINGTON (7)
KELVIN BEAUFORT (8)
ALLEN MARSHALL McCALL, JR. (10)
MALCOLM DAWSON (11)
HAJI DWANE WHITE (12)
DEMON MONTICO MORRIS (13)
BRIAN JEROME WISE (14)
SONKARLAY LORENZO McCALL (15)
HOWARD EDWARD McCALL (16)
RODGRICK FRIESEN (18)
FRANK WOOD THOMAS (19)
GRADY DONNELL EADES (20)
PHILLIP BROWN (23)

ORDER

THIS MATTER is before the Court on its own motion to continue the captioned criminal matter from the 21 November 2005 term in the Charlotte Division.

The Court finds that the Defendants' cases are "joined for trial with a co-defendant as to whom the time for trial has not run and no motion for severance has been granted," **18 U.S.C. § 3161(h)(7)**, and that failure to continue this matter would result in a miscarriage of justice. **18 U.S.C. § 3161(h)(8)(B)(i)**. The Court further finds that the ends of justice served by taking such action outweigh the best interest of the public and the Defendants to a speedy trial.

IT IS, THEREFORE, ORDERED that this case is hereby continued from the November 2005 term in the Charlotte Division to the 23 January 2006 term in the Charlotte Division.

Signed: November 10, 2005

A handwritten signature in black ink, reading "Richard L. Voorhees". The signature is written in a cursive style with a horizontal line underneath the name.

Richard L. Voorhees
United States District Judge

